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From: Ronald J. Kubovcik (Registration No. 25,401)

Date: July 29, 2008

Pages : 5 including this cover sheet.

Re : Appl. No. : 10/594,459 Confirmation No. 9477

Applicant : Yasufumi TAKAHASHI et al.

Filed : September 26, 2006

TC/A.U. : 1795

Examiner : Laura S. Weiner

Dkt. No. : MAM-079

Cust. No. : 20374

Documents transmitted herewith: (1) TERMINAL DISCLAIMER UNDER 37 C.F.R.
§1.321(c)

(2) PTO-2038 for \$130.00

(Dktd: July 29, 2008)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/594,459 Confirmation No. 9477
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Ronald J. Kubovcik

TERMINAL DISCLAIMER UNDER 37 C.F.R. §1.321(c)

Honorable Commissioner of
Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

July 29, 2008

Sir:

SANYO ELECTRIC CO., LTD., having its place of business at 5-5, Keihannondori 2-chome, Moriguchi-city, Osaka, 570-8677, JAPAN, states that it is the assignee of the entire right, title and interest in United States Patent Application Serial No. 10/594,459 filed September 26, 2006, for NONAQUEOUS ELECTROLYTE SECONDARY BATTERY, by virtue of an assignment recorded in the United States

P:\07-08\mam-079-terminal disclaimer.vpd

07/30/2008 VBUI11 00000026 10594459

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U.S. PATENT APPLN S.N. 10/594,459
TERMINAL DISCLAIMER UNDER 37 C.F.R. §1.321(c)

Patent and Trademark Office on September 26, 2006, at Reel 018372,
Frames 0538-0540.

SANYO ELECTRIC CO., LTD., disclaims the terminal part, if any, of any patent granted on application Serial No. 10/594,459, which would extend beyond the expiration date of any patent granted on United States Patent Application Serial No. 11/288,355 filed November 29, 2005, and directed to common subject matter, and hereby agrees that any patent so granted on application Serial No. 10/594,459 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent so granted on application Serial No. 11/288,355, this agreement to run with any patent granted on application Serial No. 10/594,459 and to be binding upon the grantee, its successors or assigns.

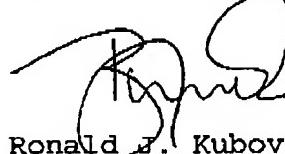
SANYO ELECTRIC CO., LTD. does not disclaim any terminal part of any patent granted on application Serial No. 10/594,459 prior to the expiration date of the full statutory term of any patent granted on application Serial No. 11/288,355 in the event that such patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily

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disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a),
has all claims canceled by a reexamination certificate, or is
otherwise terminated prior to the expiration of its statutory term
as presently shortened by any terminal disclaimer, except for the
separation of legal title stated above.

Date: July 29, 2008

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